

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY AND TUESDAY, MAY 24 AND 25, 2010  
CITY ADMINISTRATION BUILDING  
COMMITTEE ROOM – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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**REPORTING THE RESULTS OF THE CLOSED SESSION MEETING**

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Chief Deputy City Attorney Mary Nuesca reports the results of the Closed Session Meeting of May 24 and 25, 2010, as follows:

**CLOSED SESSION MEETING FOR MONDAY, MAY 24, 2010**

(Closed Session Items were heard on Tuesday, May 25, 2010.)

**CLOSED SESSION MEETING FOR TUESDAY, MAY 25, 2010**

**ROLL CALL:**

Present: Mayor Sanders, Council President Hueso, Council President Pro Tem Faulconer, and Councilmembers Lightner, Gloria, Young, DeMaio, Frye, and Emerald

Absent: All Present

**CLOSED SESSION ITEMS:**

**Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):**

**CS-1 *Darren Royster vs. City of San Diego* – pending litigation**

Re: Petition for Writ of Administrative Mandamus; Case No. 37-2009-9986011

***City of San Diego vs. Darren Royster* – potential litigation**

Re: Claim for Recovery of Civil Penalties – Code Compliance Case

***Darren Royster vs. City of San Diego* – potential litigation**

Re: Water Damage claims – damage to Royster properties located at 2931-33 Boundary Street and 2921 Boundary Street

Risk Dept. references 748 and 1124

DCA's Assigned: M. McGowan and C. Welch

Report: Nothing to report

**CS-2 *San Diego City Employees Retirement Systems v. City of San Diego***  
San Diego Superior Court Case Number GIC 841845

DCA Assigned: W. Chung

Report: Nothing to report

**CS-3 *Chollas Restoration, Enhancement and Conservancy Community Development Corp. v. City of San Diego***  
San Diego Superior Court Case No. 37-2008-00093831-CU-TT-CTL

DCA Assigned: H. Stroud

Motion: To file cross appeal  
Moved: Councilmember Emerald - Dist. 7  
Seconded: Council President Hueso - Dist. 8  
Vote: 8/0 [Passed Unanimously]  
Report: This item was reported out by Chief Deputy City Attorney Mary Nuesca on Tuesday, May 25, 2010, @4:30 p.m.

In Closed Session on May 25, 2010, the City Council voted on Closed Session Item No. 3, *Chollas Restoration, Enhancement and Conservancy Community Development Corp. v. City of San Diego*, San Diego Superior Court Case No. 37-2008-00093831, involving a challenge to the Mitigated Negative Declaration) on Wightman Park Project, to file a cross appeal.

The motion passed unanimously 8 to 0.

**Conference with Labor Negotiators, pursuant to Government Code section 54957.6:**

**CS-4** Agency negotiators: Scott Chadwick, Wally Hill, Judy von Kalinowski, Joan Dawson, William Gersten, and Lori Thacker

Employee organizations: San Diego Municipal Employees' Association and AFSCME Local 127 AFL-CIO

DCA Assigned: J. Dawson

Report: Nothing to report

**Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):**

**CS-5 *AFSCME Local 127 and San Diego Municipal Employees Association v. City of San Diego***

Public Employees' Relations Board Case No. LA-CE-352-M

DCA's Assigned: J Cordileone and J. Dawson

Report: Nothing to report

REPORTED BY: \_\_\_\_\_/s/\_\_\_\_\_  
Mary T. Nuesca  
Chief Deputy City Attorney